



October 15, 2005

Ms. Jan Palumbo, RCRA Project Manager
United States EPA, Region 10
1200 Sixth Avenue, Mail Stop WCM-121
Seattle, WA 98101

Subject: **October 15, 2005, Progress Report
J.H. BAXTER ARLINGTON FACILITY
Docket No. RCRA-10-2001-0086**

Dear Ms. Palumbo:

This letter provides the October 15, 2005, progress report for work under the Administrative Order on Consent (AOC) for the J.H. Baxter & Co. (Baxter) facility during the period from September 15, 2005, to October 15, 2005.

Significant Developments This Period

This section discusses significant developments for the referenced reporting period, including actions performed and any problems encountered relative to work required by the AOC. Significant developments that occurred on this project during this reporting period are outlined below:

- On September 16, 2005, Baxter submitted to EPA the Supplemental Dissolved-phase Groundwater Monitoring Plan.
- On September 22, 2005, Baxter implemented the Nonaqueous Phase Liquid (NAPL) Study in accordance with the Nonaqueous Phase Liquid Investigation Work Plan.
- On October 7, 2005, Baxter submitted the Revised Nonaqueous Phase Liquid Work Plan in accordance with EPA's conditional approval letter dated September 7, 2005.
- On October 10, 2005, Baxter received a letter from EPA (dated October 6, 2005) regarding Conditional Approval with Modifications of Supplemental Dissolved-phase Groundwater Monitoring Plan.



85 N. Baxter Road P.O. Box 10797 Eugene, OR 97440-2797 Phone 541 689 3801 Fax 541 689 8303



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Anticipated Developments Next Period

This section discusses developments anticipated during the next reporting period, as outlined below:

- Baxter and EPA have scheduled a meeting for November 2, 2005, to discuss the preliminary results from the NAPL investigation and potential remedial alternatives for NAPL recovery.

Anticipated Problems and Problem Resolution

This section discusses anticipated problems, and planned resolution of past or anticipated problems.

- No new problems or issues have been identified at the facility.

Other Information

Any other information relevant to the AOC is discussed in this section, including results of any sampling or testing completed within the reporting period.

- On September 30, 2005, a Consent Agreement and Final Order was filed with the Regional Hearing Clerk in Docket No. RCRA-10-2005-0229.

Certification

I certify that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to evaluate the information submitted. I certify that the information contained in or accompanying this submittal is true, accurate and complete. As to those identified portions(s) of this submittal for which I cannot personally verify the accuracy, I certify that this submittal and all attachments were prepared in accordance with procedures designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system or those directly responsible for gathering the information, or the immediate supervisor of such person(s), the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature:



Name: RueAnn Thomas
Title: Environmental Programs Director
Date: October 14, 2005

We trust this letter meets the intent of the Progress Report per Paragraph 71 of the AOC. If you have any questions, please contact me at (541) 689-3801.

Sincerely,

A handwritten signature in black ink, appearing to read "RueAnn Thomas". The signature is fluid and cursive, with the first name "RueAnn" and last name "Thomas" clearly distinguishable.

RueAnn Thomas
Environmental Programs Director

cc: Jeanne Tran, Ecology
Georgia Baxter, J. H. Baxter & Co.
Mary Larson, J. H. Baxter & Co.
J. Stephen Barnett, Premier Environmental Services, Inc